

## Lane County Circuit Court JUVENILE Operations Plan – May 4, 2022

This plan will be updated by the court as needed to address the changing environment and availability of technology.

**\*\*In any matter a request to change the mode of proceeding and/or appearance can be requested by motion. The motion must be filed with a supporting affidavit and proposed order. The presiding judge delegates to the juvenile court judges to rule on motions for change of mode of proceeding. Requests to set hearings in DEPENDENCY cases, other than Original Hearings and Shelter Review Hearings, shall be made by motion. Requests to set hearings in DELINQUENCY cases shall be made using the DELINQUENCY HEARING REQUEST FORM. The court will review the request form the day it is filed and approve or deny the request. If a requesting party is seeking an expedited decision by the court that designation shall be in the caption of the motion or the section for “Type of Hearing Sought and Purpose” on the hearing request form. All requests for hearings shall be e-filed on Odyssey.**

**\*\*All delinquency cases, other than those specified below, shall be heard in person unless the youth is in a youth correctional facility and/or treatment facility that is outside of Lane County. The court will inquire about, and the parties are expected to address and confirm the mode of proceeding at the Initial Appearance on any new delinquency petition.**

Proceeding	Case or Hearing Type	Mode of Proceeding	Comments / Details
Delinquency	Initial Appearances  Adjudication  Waiver hearings under ORS 419C.349  Probation violations  Conditions of release  Alternative Disposition/ SO Registration Hearings	In person effective 06/06/2022	The court and parties shall discuss mode of proceeding at the original hearing  The court may set a review hearing by remote appearance at any time.  Requests may be made either by motion or by request/notice form required by the juvenile court
Delinquency	Detention Review	Remote	

<b>Proceeding</b>	<b>Case or Hearing Type</b>	<b>Mode of Proceeding</b>	<b>Comments / Details</b>
<b>Delinquency</b>	RAP Court	Hybrid	To be determined by RAP Court judge
<b>Dependency</b>	Protective Custody Applications	Remote	Protective custody order applications shall be by motion
<b>Dependency</b>	Shelter hearings (original/review/removal)	In person effective 07/05/2022	
<b>Dependency</b>	Contested hearings with witnesses	In person effective 05/02/2022	Special set at time certain on the docket.
<b>Dependency</b>	Jurisdiction and disposition hearings	Remote	Jurisdictional hearings will be heard remotely by the juvenile court at the time that they are currently set.
<b>Dependency</b>	Hearing on Motion to Dismiss uncontested	Remote	Requests for hearings on Motions to Dismiss shall be by motion. If all parties do not agree to the dismissal, the court may set an in-person hearing depending on the cause outlined in the motion.  UTCR 5.100 will apply to these motions.
<b>Dependency</b>	Limited review hearings	Remote	
<b>Dependency</b>	Permanency hearings judicial determinations	Remote	Remote proceedings or paper plan as outlined below:

Proceeding	Case or Hearing Type	Mode of Proceeding	Comments / Details
			<p>Any party may file a Motion for Judicial Determination, other than to request a change in plan, regarding reasonable or active efforts or a permanency plan based on paper submission with:</p> <ol style="list-style-type: none"> <li>1. Supporting exhibits, including court report;</li> <li>2. Certificate under UTCR 11.100 indicating whether there are any objections to the proposed judicial determination document;</li> <li>3. Certificate of service;</li> <li>4. Specific findings the party is asking the court to make;</li> </ol> <p>If there are no objections, the court can consider whether to sign the judicial determination document.</p> <p>There must be a court-conducted permanency hearing in between any two requests for judicial determination.</p> <p>Any party opposing the finding, may file a formal objection not later than 14 days from the date of service of the motion and include:</p> <ol style="list-style-type: none"> <li>1. Supporting exhibits and a waiver of the right to a hearing, or</li> <li>2. Supporting exhibits and a request for a remote hearing.</li> </ol>
<b>Dependency</b>	Other dependency motions including placement and visitation etc.	Remote unless contested with witnesses	<p>Requests for hearings shall be by motion.</p> <p>UTCR 5.100 will apply to these motions.</p>
<b>Termination</b>	Original Hearings	Remote	<p>Original Hearings:</p> <ol style="list-style-type: none"> <li>1. Are set on the 10:00 TWOP docket.</li> <li>2. If a parent appears, the court will appoint attorneys for the parties and set a trial date on the 9:30 trial docket.</li> <li>3. If a parent is unable to appear remotely, they may appear in person. If a parent fails to appear, the Juvenile Department will note the non-appearance and continue the hearing to the next TWOP docket. If a parent is unable to appear remotely, they may appear in person.</li> </ol>

<b>Proceeding</b>	<b>Case or Hearing Type</b>	<b>Mode of Proceeding</b>	<b>Comments / Details</b>
<b>Termination</b>	Trials	In person	On Trial Docket
<b>MIP</b>	All proceedings	In person effective June 6, 2022	Docket will be set for the 1st Thursday of every month at 3:30 p.m.
<b>Stalking Protective Order Hearings</b> <hr/> <b>Emancipation</b>	All proceedings	In person effective June 6, 2022	Docket will be held every Thursday at 1:30 p.m.